



# CITY OF MEMPHIS

## COUNCIL REGULAR MEETING AGENDA

Tuesday, April 7, 2020, 3:30 p.m.

Conducted by Electronic/Telephonic Means

Official Recording of Meeting will be available on  
City Council's Website

[https://www.memphistn.gov/government/city\\_council](https://www.memphistn.gov/government/city_council)

*If You Are In Need Of A Special Accommodation While  
Attending The Meeting, Please Alert The Council Staff.*

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### CALL TO ORDER by the Sergeant-at-Arms

### INVOCATION

*Any invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council and do not necessarily represent the religious beliefs or views of the Council in part or as a whole. No member of the community is required to attend or participate in the invocation and such decision will have no impact on their right to actively participate in the business of the Council. Copies of the policy governing invocations and setting forth the procedure to have a volunteer deliver an invocation are available upon written request submitted to the Council Administrator of the Memphis City Council.*

### PLEDGE OF ALLEGIANCE

### CALL OF ROLL by the Comptroller

### APPROVAL OF PREVIOUS MEETING MINUTES (March 24, 2020)

### ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

### ITEMS HELD OR DROPPED FROM THE AGENDA

#### PRESENTATION AND RECOGNITION OF VISITORS

1. RESOLUTION designating April 17, 2020 as Blue & Green Day 901 and recognizing the Mid-South Transplant Foundation. This resolution is sponsored by Councilwoman Logan.

ACTION REQUESTED: Adopt the resolution

#### COMMUNITY ORGANIZATION SPOTLIGHT (None)

#### PUBLIC HEARINGS (None)

**DIVISION OF PLANNING AND DEVELOPMENT** (None)

**ZONING ORDINANCE- THIRD AND FINAL READING** (None)



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## CONSENT AGENDA

GENERAL ORDINANCE - FIRST READING (None)

GENERAL ORDINANCE - SECOND READING

ZONING ORDINANCE – FIRST READING (None)

ZONING ORDINANCE - SECOND READING (None)

NOTATIONS FROM OPD (None)

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)



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## MLGW FISCAL CONSENT

2. RESOLUTION approving Change No. 22 to Contract No. 10705, Oracle Software License and Service with Oracle America Corporation, in the funded amount of \$3,215,805.60. (This change is to renew annual software maintenance, support services, and licenses for various technical support services.)
3. RESOLUTION approving Position Nos. 4674 and 5689, Computer Software Specialist 3 and salaries for each position of \$96,026.
4. RESOLUTION approving Change No. 6 to Contract No. 11735, Onsite Computer and Technical Classes with Southwest Tennessee Community College, in the funded amount not-to-exceed \$20,000.00. (This change is to extend the current contract for 8-months covering the period April 1, 2020 through December 31, 2020, with no increase in rates from the previous renewal. This extension is to allow the MLGW University to facilitate computer and technical class training through MLGW and not through a contracted vendor.)
5. RESOLUTION approving the Agreement of the on-going commitment to local economic and community development with the Greater Memphis Chamber, in the funded amount of \$175,000.00. (This agreement will be for services to be rendered by the Greater Memphis Chamber for the period September 1, 2019 through August 31, 2020.)
6. RESOLUTION awarding a purchase order to Yoder Sales Agency, Inc. for substation capacitor switches, in the amount of \$455,940.00.
7. RESOLUTION awarding a purchase order to Industrial Sales of Memphis for the purchase of bushings, in the amount of \$99,489.96.
8. RESOLUTION approving payment of an invoice from the American Public Gas Association for the 2020 Annual Membership Dues in the amount of \$57,300.00.
9. RESOLUTION approving Change No. 2 to Contract No. 11872, Self-Insured Healthcare with Cigna Healthcare, in the estimated funded amount of \$52,172,147.00. (This change is to renew the current contract for a second and final 12-month renewal option covering the period January 1, 2021 through December 31, 2021, with no increase in administration fees. The Division will pay 75% of the employee's annual premium in the estimated funded amount of \$39,129,110.25 and MLGW employees/retirees will be responsible for 25% of the annual premiums through

payroll deduction in the estimated amount of \$13,043,036.75. The projected amount to be funded by MLGW is \$39,129,110.25, the actual payments from January 1, 2021 through December 31, 2021 will be reconciled to the projected amount and the results reported to the Board of Commissioners at the end of each term.)

10. Resolution approving Change No. 14 to Contract No. 10793, Professional Portfolio Software with Advent Software, Incorporated, in the funded amount of \$35,926.28. (This change is to renew the current contract for an additional year for the period covering May 11, 2020 through May 10, 2021. This renewal reflects a 3% increase from the previous year due to continued development of the products, as well as cost to support those products. MLGW is requesting approval of continuous maintenance support of the acquired system, which can only be performed by Advent Software, Incorporated.)
11. Resolution approving Change No. 14 to Contract No. 11292, Cashiering System Replacement with System Innovators, in the funded amount of \$45,806.03. (This change is to renew annual hardware, software maintenance, and support services for Creditron Software and Opex Hardware (Item Age Express) for the period covering May 1, 2020 through April 30, 2021 in the funded amount of \$45,806.03, which reflects a 2% increase in rates from the previous renewal. The increase is to improve performance of the software, updates (bug fixes and patches), training and retaining support technicians, and developing new functionality. MLGW is requesting continuous maintenance of the acquired systems, which can only be performed by System Innovators and the third party providers.)
12. RESOLUTION awarding a purchase order to Tag Truck Center for the purchase of cab and chassis dump body trucks, in the amount of \$1,910,895.00.
13. RESOLUTION approving Change No. 3 to Contract No. 11921, General Pest Control and Termite Services with Nu Era Pest Control, in the funded amount of \$38,240.00. (This change is to renew the current contract for the third of four annual renewal terms covering the period November 1, 2020 through October 31, 2021, with no increase in rates from the previous year.)
14. RESOLUTION approving Change No. 3 to Contract No. 11894, Grounds Maintenance - Well Lots with Turf Doctors L&LM, LLC, in the funded amount of \$69,441.40. (This change is to renew the current contract for the third of four annual renewal terms for the period covering May 17, 2020 through May 16, 2021, with no increase in rates from the previous year. This contract covers mowing services on MLGW well lots and future well lots (vacant lots) in Memphis and Shelby County, Tennessee.)
15. RESOLUTION approving Change No. 2 to Contract No. 11947, Grounds Maintenance with Bean and Prince Contractors, Incorporated, in the funded amount of \$422,992.00. (This change is to renew the current contract for the second of four annual renewal terms for the period covering May 12, 2020 through May 11, 2021, with no increase in rates from the previous year. MLGW locations covered under this contract are electric substations, water pumping stations, gas regulators, etc. In addition, this change is to expand the scope of work to include five additional cuts at MLGW's LNG Plant-Arlington.)

16. RESOLUTION approving Change No. 4 to Contract No. 11815, Grounds Maintenance and Landscaping with Landscape Workshop, in the funded amount of \$84,247.00. (This change is to renew the current contract for the fourth and final annual renewal term for the period covering May 3, 2020 through May 2, 2021, with no increase in rates from the previous year. MLGW locations covered under this contract are 1) 220 South Main Street; 2) 245 South Main Street; 3) 1665 Whitten Road; 4) 4949 Raleigh LaGrange Road; 5) 2425 Covington Pike; and 6) a vacant lot south on Whitten Road, south of 1665 Whitten Road.)



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## REGULAR AGENDA

### GENERAL ORDINANCE – THIRD AND FINAL READING

17.

Smiley  
Chairman,  
Public Works,  
Solid Waste,  
Transportation  
& General  
Service  
Committee

**ORDINANCE** amending Chapter 21 of the City of Memphis, Code of Ordinances to add a Section related to the Speed Enforcement Photographic System, up for T H I R D and F I N A L reading. Ordinance No. 5747 is sponsored by the Division of Engineering.

ACTION REQUESTED: Take whatever action Council deems advisable

DIVISION OF HUMAN RESOURCES (None)

INFORMATION SERVICES (None)

LAW DIVISION (None)

MLGW DIVISION (None)

DIVISION OF PARKS AND NEIGHBORHOODS (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS (None)

GENERAL ITEM (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT

# CITY OF MEMPHIS

## COUNCIL REGULAR MEETING

Tuesday , April 7, 2020, 3:30 p.m.

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### SUPPORTING DOCUMENTS

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ITEM #	DESCRIPTION	PAGE #
1	RESOLUTION designating April 17, 2020 as Blue & Green Day 901 and recognizing The Mid-South Transplant Foundation	1
2-16	<b>MLGW Fiscal Consent Items</b>	
2	RESOLUTION approving Change No. 22 to Contract No. 10705, Oracle Software License and Service with Oracle America Corporation, in the funded amount of \$3,215,805.60.	2
3	RESOLUTION approving Position Nos. 4674 and 5689, Computer Software Specialist 3 and salaries for each position of \$96,026	6
4	RESOLUTION approving Change No. 6 to Contract No. 11735, Onsite Computer and Technical Classes with Southwest Tennessee Community College, in the funded amount not-to-exceed \$20,000.00.	8
5	RESOLUTION approving the Agreement of the on-going commitment to local economic and community development with the Greater Memphis Chamber, in the funded amount of \$175,000.00.	10
6	RESOLUTION awarding a purchase order to Yoder Sales Agency, Inc. for substation capacitor switches, in the amount of \$455,940.00.	12
7	RESOLUTION awarding a purchase order to Industrial Sales of Memphis for the purchase of bushings, in the amount of \$99,489.96.	15
8	RESOLUTION approving payment of an invoice from the American Public Gas Association for the 2020 Annual Membership Dues in the amount of \$57,300.00.	18
9	RESOLUTION approving Change No. 2 to Contract No. 11872, Self-Insured Healthcare with Cigna Healthcare, in the estimated funded amount of \$52,172,147.00.	19
10	Resolution approving Change No. 14 to Contract No. 10793, Professional Portfolio Software with Advent Software, Incorporated, in the funded amount of \$35,926.28.	22
11	Resolution approving Change No. 14 to Contract No. 11292, Cashiering System Replacement with System Innovators, in the funded amount of \$45,806.03. .	24
12	RESOLUTION awarding a purchase order to Tag Truck Center for the purchase of cab and chassis dump body trucks, in the amount of \$1,910,895.00.	26
13	RESOLUTION approving Change No. 3 to Contract No. 11921, General Pest Control and Termite Services with Nu Era Pest Control, in the funded amount of	28



	\$38,240.00.	
<b>14</b>	RESOLUTION approving Change No. 3 to Contract No. 11894, Grounds Maintenance - Well Lots with Turf Doctors L&LM, LLC, in the funded amount of \$69,441.40.	<b>30</b>
<b>15</b>	RESOLUTION approving Change No. 2 to Contract No. 11947, Grounds Maintenance with Bean and Prince Contractors, Incorporated, in the funded amount of \$422,992.00.	<b>32</b>
<b>16</b>	RESOLUTION approving Change No. 4 to Contract No. 11815, Grounds Maintenance and Landscaping with Landscape Workshop, in the funded amount of \$84,247.00.	<b>34</b>
<b>17</b>	<b>ORDINANCE</b> No. 5747 amending Chapter 21 of the City of Memphis, Code of Ordinances to add a Section related to the Speed Enforcement Photographic System for T H I R D and F I N A L reading.	<b>36</b>
	Minutes of March 24, 2020 Regular Meeting	<b>42</b>

**WHEREAS**, on occasion, the Memphis City Council has seen fit to honor organizations that have blessed and enriched the civic life of this community, and the **Mid-South Transplant Foundation** is one such organization whose dedication to this city is certainly worthy of honoring; and

**WHEREAS**, the Memphis City Council recognizes the **Mid-South Transplant Foundation** for its commitment to saving lives and improving quality of life for all citizens in need of transplants; and

**WHEREAS**, since 1968, when a tissue typing laboratory was set up in Memphis, Tennessee, the **Mid-South Transplant Foundation** has continued to work to connect people in need of life-saving organ and tissue transplants with donors; and

**WHEREAS**, serving as an organ donor network for counties in West Tennessee, North Mississippi and East Arkansas, the **Mid-South Transplant Foundation** works diligently to establish close relationships with the hospitals and the communities they serve; and

**WHEREAS**, promoting awareness of donation throughout the area, the **Mid-South Transplant Foundation** also educates the public about the importance of organ and tissue donation, how the process works, and how to become registered donors; and

**WHEREAS**, the Memphis City Council stands in solidarity with those in need of a transplant and those who have donated to the **Mid-South Transplant Foundation**, and designates Friday, April 17, 2020 as

## **“Blue & Green Day 901”**

**NOW, THEREFORE, BE IT RESOLVED** that the City Council extends its sincerest gratitude to the **Mid-South Transplant Foundation** for their many years of service and dedication to promoting health and awareness.

Adopted: April 7th, 2020



Rhonda Logan  
Memphis City Council



Patrice Robinson  
Memphis City Council Chairwoman

## RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of March 18, 2020 approved Change No. 22 to Contract No. 10705, Oracle Software License and Service with Oracle America Corporation to renew and change the current contract in the funded amount of \$3,215,805.60, and is now recommending to the Council of the City of Memphis that it approves said renewal and change as approved; and

WHEREAS, the project scope is to provide annual software maintenance, support services, and licenses for Oracle E-Business Suite modules for Human Resources, Advance Benefits, E-Business Suite 2003 Professional User licenses, Oracle Enterprise Databases, Audit Vault, Data Masking, and Oracle eBusiness Suite software licenses. The initial term of the contract had provisions for continuous annual software maintenance, support services, and license fees. This change is to renew annual software maintenance, support services, and licenses for the following technical support services below:

Support Service Number	Product	2020 Renewal Amount
<b>April 29, 2020 through April 28, 2021</b>		
1477055	Oracle EBS 2003 (HR/Payroll Products)	\$249,765.81
1977545	Oracle Self-Service iRecruitment	\$9,071.98
2305258	Oracle Self-Service Tutor for Applications	\$3,032.61
3109761	Oracle EBS (Human Resources & Advanced Benefits)	\$81,433.90
3877168	Oracle Contracts / Procurement / iSupplier	\$128,299.80
5420732	Oracle iSupplier Portal / Sourcing	\$20,070.90
5779919	Oracle eBusiness Suite	\$350,213.44
5929560	Oracle eBusiness Suite	\$67,495.08
Oracle Talent Acquisition	Oracle on-boarding applications	\$36,615.81
<b>May 31, 2020 through May 30, 2021</b>		
18556966	Oracle Technology Products (ULA)	\$2,161,931.23
<b>November 9, 2020 through November 8, 2021</b>		
8860056	Oracle eBusiness Suite	\$103,920.89
<b>November 22, 2020 through November 8, 2021</b>		

19978605	Oracle Unlimited	\$3,954.15
<b>Grand Total</b>		<b>\$3,215,805.60</b>

In addition, this renewal is to add and renew Oracle Unlimited License Agreement Service Contract Number 19978605 covering the period November 22, 2020 through November 8, 2021. This amount represents a 1.41% increase from the previous year. MLGW is requesting approval of continuous maintenance of the acquired system, which can only be performed by Oracle America Corporation. This sole source renewal and change complies with all applicable laws and policies. The new contract value is \$25,519,426.83; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 22 to Contract No. 10705, Oracle Software License and Service with Oracle America Corporation to renew and change the current contract in the funded amount of \$3,215,805.60 as approved.

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 18, 2020**

The Acting Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 22 to Contract No. 10705, Oracle Software License and Service with Oracle America Corporation to renew and change the current contract in the funded amount of \$3,215,805.60.

The project scope is to provide annual software maintenance, support services, and licenses for Oracle E-Business Suite modules for Human Resources, Advance Benefits, E-Business Suite 2003 Professional User licenses, Oracle Enterprise Databases, Audit Vault, Data Masking, and Oracle eBusiness Suite software licenses. The initial term of the contract had provisions for continuous annual software maintenance, support services, and license fees. This change is to renew annual software maintenance, support services, and licenses for the following technical support services below:

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Grand Total		\$3,215,805.60

In addition, this renewal is to add and renew Oracle Unlimited License Agreement Service Contract Number 19978605 covering the period November 22, 2020 through November 8, 2021. This amount represents a 1.41% increase from the previous year. MLGW is requesting approval of continuous maintenance of the acquired system, which can only be performed by Oracle America Corporation. This sole source renewal and change complies with all applicable laws and policies. The new contract value is \$25,519,426.83.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 22 to Contract No. 10705, Oracle Software License and Service with Oracle America Corporation to renew and change the current contract in the funded amount of \$3,215,805.60, as outlined in the above preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Renewal and Change.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-special meeting held on 18th day of March, 2020, at which a quorum was present.  
[Signature] Secretary-Treasurer

## **RESOLUTION**

**WHEREAS, the Board of Light, Gas and Water Commissioners at their meeting of March 18, 2020, approved an annual salary in the amount of \$96,026 for two positions for Computer Software Specialist 3.**

**WHEREAS, the City Charter requires the above mentioned items to be approved by the City Council.**

**NOW, THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that the above identified salaries are hereby approved.**

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 18, 2020**

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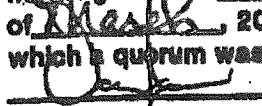
The President & CEO submitted for approval of the Board the following Positions, each at an annual salary of \$96,026, with the position numbers listed below, per the attached documents:

Position No. 5689 Computer Software Specialist 3  
Position No. 4674 Computer Software Specialist 3

**NOW THEREFORE BE IT RESOLVED BY** the Board of Light, Gas and Water Commissioners:

**THAT,** Position Numbers 5689 and 4674 as listed in the foregoing preamble are approved.

**AND THAT,** management and staff are authorized to hire a qualified individual for each of such positions at an annual salary in excess of \$90,000.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-meeting held on 18th day of March, 2020, at which a quorum was present.  
  
Secretary-Treasurer



## RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of March 18, 2020 approved Change No. 6 to Contract No. 11735, Onsite Computer and Technical Classes with Southwest Tennessee Community College to extend the current contract in the funded amount not-to-exceed \$20,000.00, and is now recommending to the Council of the City of Memphis that it approves said extension as approved; and

WHEREAS, the project scope is to provide on-site computer and technical classes for MLGW employees. The initial term of this contract was for one (1) year with an option of four (4) annual renewal terms. This change is to extend the current contract for 8-months covering the period April 1, 2020 through December 31, 2020 in the funded amount not-to-exceed \$20,000.00, with no increase in rates from the previous renewal. This extension is to allow the MLGW University to facilitate computer and technical class training through MLGW and not through a contracted vendor. This single source extension complies with all applicable laws and policies. The new contract value is \$265,000.00; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 6 to Contract No. 11735, Onsite Computer and Technical Classes with Southwest Tennessee Community College to extend the current contract in the funded amount not-to-exceed \$20,000.00 as approved.

**EXCERPT**  
**from**  
**MINUTES OF MEETING**  
**of**  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
**held**  
**March 18, 2020**

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The Acting Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners, the approval of Change No. 6 to Contract No. 11735, Onsite Computer and Technical Classes with Southwest Tennessee Community College to extend the current contract in the funded amount not-to-exceed \$20,000.00.

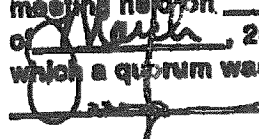
The project scope is to provide on-site computer and technical classes for MLGW employees. The initial term of this contract was for one (1) year with an option of four (4) annual renewal terms. This change is to extend the current contract for 8-months covering the period April 1, 2020 through December 31, 2020 in the funded amount not-to-exceed \$20,000.00, with no increase in rates from the previous renewal. This extension is to allow the MLGW University to facilitate computer and technical class training through MLGW and not through a contracted vendor. This single source extension complies with all applicable laws and policies. The new contract value is \$265,000.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 6 to Contract No. 11735, Onsite Computer and Technical Classes with Southwest Tennessee Community College to extend the current contract in the funded amount not-to-exceed \$20,000.00 as outlined in the above preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Extension.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-special meeting held on 18th day of March, 2020, at which a quorum was present.

 Secretary-Treasurer

### **RESOLUTION**

**WHEREAS**, this agreement is for services to be rendered by the Greater Memphis Chamber for the period September 1, 2019 through August 31, 2020.

**NOW THEREFORE BE IT RESOLVED** by the Council of the City of Memphis that there be and is hereby approved agreement of the ongoing commitment to local economic and community development in the amount of \$175,000 to the Greater Memphis Chamber provided that no part of this funding shall be used to lobby public officials or to oppose or promote ballot initiatives.

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 18, 2020**

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The Manager of Economic and Community Development submitted for consideration of the Board, approval of agreement of MLGW's on-going commitment to the Greater Memphis Chamber to facilitate economic and community development in Memphis and Shelby County; and it is in the best interest of MLGW's customers as a whole to continue these tasks, and to provide funds for services for economic development, community development and research.

The Manager of Economic and Community Development recommends approval of services to be rendered by the Greater Memphis Chamber for the period September 1, 2019 through August 31, 2020.

**NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:**

**THAT, Subject to the consent and approval of the Council of the City of Memphis, the President and CEO is hereby authorized to execute the Agreement of \$175,000, with the Greater Memphis Chamber for the ongoing commitment to local economic and community development activities, provided that no part of this funding shall be used for lobbying public officials or to oppose or promote ballot initiatives.**

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-special meeting held on 18th day of March, 2020, at which a quorum was present.

  
Secretary-Treasurer

## **RESOLUTION**

**WHEREAS**, the Board of Light, Gas and Water Commissioners in their meeting of March 18, 2020 approved the purchase of substation capacitor switches and is now recommending to the Council of the City of Memphis that it approves said purchase as approved in the 2020 fiscal year budget; and

**WHEREAS**, the purchase consist of 15.5kV and 27kV capacitor switches that is needed to replace outdated switches that has reached the product life cycle for substation capacitor banks at various MLGW electric substations; and

**WHEREAS**, bids were opened on January 15, 2020. Notice to Bidders was advertised. Four (4) bids were solicited and two (2) bids were received with the most responsive and best complying bidder being the firm of Yoder Sales Agency, Inc. This award complies with all applicable laws and policies; and

**NOW THEREFORE BE IT RESOLVED** by the Council of the City of Memphis that there be and is hereby approved the purchase of substation capacitor switches from Yoder Sales Agency, Inc. for the sum of \$455,940.00 chargeable to the MLGW 2020 fiscal year budget.

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 18, 2020**

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The Acting Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards a purchase order to Yoder Sales Agency, Inc. in the amount of \$455,940.00 for substation capacitor switches.

The purchase consist of 15.57kV and 27kV capacitor switches that are needed to replace outdated switches that has reached the product life cycle for substation capacitor banks at various MLGW electric substations.

Bids were opened on January 15, 2020. Notice to Bidders was advertised. Four (4) bids were solicited and two (2) bids were received with the most responsive and best complying bidder being the firm of Yoder Sales Agency, Inc. This award complies with all applicable laws and policies.

The 2020 budgeted amount for Electric Substation Transmission is \$474,245.00; of which \$455,940.00 will be spent on this purchase order in 2020; leaving a balance of \$18,305.00 after award; and

**NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:**

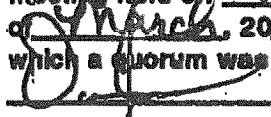
**THAT, subject to the consent and approval of the Council of the City of Memphis, award of contract to Yoder Sales Agency, Inc. is approved for furnishing:**

**Substation capacitor switches, SF6 cap switcher, 3-pole, 15.5kV, 600A, type 38M at \$37,995.00;**

**Substation capacitor switches, SF6 cap switcher, 3-pole, 27kV, 600A, type 38M at \$37,995.00;**

Totaling \$455,940.00; f.o.b. Memphis, Tennessee, our dock, transportation prepaid; said prices being firm; delivery in 32-34 weeks; terms net 30 days.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-special meeting held on 18th day of March, 2020, at which a quorum was present.

  
Secretary-Treasurer

## **RESOLUTION**

**WHEREAS**, the Board of Light, Gas and Water Commissioners in their meeting of March 18, 2020 approved the purchase of bushings and is now recommending to the Council of the City of Memphis that it approves said purchase as approved in the 2020 fiscal year budget; and

**WHEREAS**, the bushings are used for circuit breakers inside of MLGW's substations to keep the electrical system up and running; and

**WHEREAS**, bids were opened on September 25, 2019. Notice to Bidders was advertised. Eight (8) bids were solicited and three (3) bids were received in accordance with MLGW's Sheltered Market Program with the lowest and best complying bidder being the firm of Industrial Sales of Memphis. This award complies with all applicable laws and policies; and

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Memphis that there be and is hereby approved the purchase of bushing from Industrial Sales of Memphis in the sum of \$99,489.96 chargeable to the MLGW 2020 fiscal year budget.



**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
March 18, 2020

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The Acting Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards a purchase order to Industrial Sales of Memphis in the amount of \$99,489.96 for the purchase of bushings.

The bushings are used for circuit breakers inside of MLGW's substations to keep the electrical system up and running.

Bids were opened on September 25, 2019. Notice to Bidders was advertised. Eight (8) bids were solicited and three (3) bids were received in accordance with MLGW's Sheltered Market Program with the lowest and best complying bidder being the firm of Industrial Sales of Memphis. This award complies with all applicable laws and policies.

The 2020 budgeted amount for Power Test and Standard Lab is \$600,000.00; the amount spent to date is \$57,570.00; leaving a balance available of \$542,430.00; of which \$99,489.96 will be spent on this purchase order in 2020; leaving a balance of \$442,940.04 after award; and

**NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:**

**THAT, subject to the consent and approval of the Council of the City of Memphis, award of contract to Industrial Sales of Memphis is approved for furnishing:**

**Bushings for Westinghouse circuit breaker No. 144-G-1500 for MLGW substations at a cost of \$8,290.83 each;**

**Totaling \$99,489.96; f.o.b. Memphis, Tennessee, our dock, transportation prepaid; said prices being firm for 30 days; delivery in 8-10 weeks after receipt in of order.**

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-Special meeting held on 18th day of March, 2020, at which a quorum was present.

### **RESOLUTION**

**WHEREAS, the Board of Light, Gas and Water Commissioners at its meeting held March 18, 2020, approved payment of the invoice from the American Public Gas Association for the 2020 annual membership dues in the amount of \$57,300.00.**

**NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that payment to the American Gas Association as set forth in the foregoing preamble is approved.**

**EXCERPT**  
**from**  
**MINUTES OF MEETING**  
**of**  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
**held**  
**March 18, 2020**

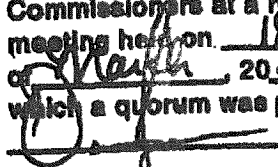
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The Vice President of Engineering and Operations presented for consideration of the Board, payment of an invoice from the American Public Gas Association for the 2020 Annual Membership Dues in the amount of \$57,300.00

These dues are recommended for payment to help fund governmental efforts to achieve ongoing success and prosperity for the Division.

NOW THEREFORE BE IT RESOLVED by the Board of Light, Gas and Water Commissioners:

THAT, subject to the consent and approval of the Council of the City of Memphis, the Secretary-Treasurer is hereby authorized and directed to have a check issued in the amount of \$57,300.00, payable to the American Public Gas Association.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-meeting held on 18th day of March, 2020, at which a quorum was present.  
  
Secretary-Treasurer

## RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of March 18, 2020 approved Change No. 2 to Contract No. 11872, Self-Insured Healthcare with Cigna Healthcare to renew the current contract in the estimated funded amount of \$52,172,147.00, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and

WHEREAS, the project scope is to provide healthcare administration, care management services, and provider network for the current self-funded Preferred Provider Organization medical and fully insured Open Access Plan ("OAP" or "PPO"). The initial term of this contract was for 36 months from the date of the Notice to Proceed with an option for two (2) additional one-year terms or a 24-month option to renew for a combined total of five (5) years. This change is to renew the current contract for a second and final 12-month renewal option covering the period January 1, 2021 through December 31, 2021 in the estimated funded amount of \$52,172,147.00, with no increase in administration fees. The Division will pay 75% of the employee's annual premium in the estimated funded amount of \$39,129,110.25 and MLGW employees/retirees will be responsible for 25% of the annual premiums through payroll deduction in the estimated amount of \$13,043,036.75. The projected amount to be funded by MLGW is \$39,129,110.25, the actual payments from January 1, 2021 through December 31, 2021 will be reconciled to the projected amount and the results reported to the Board of Commissioners at the end of each term. This renewal complies with all applicable laws and policies. The new contract value is \$262,402,115.00; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved Change No. 2 to Contract No. 11872, Self-Insured Healthcare with Cigna Healthcare to renew the current contract in the estimated funded amount of \$52,172,147.00 as approved.

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 18, 2020**

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The Acting Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 2 to Contract No. 11872, Self-Insured Healthcare with Cigna Healthcare to renew the current contract in the estimated funded amount of \$52,172,147.00.

The project scope is to provide healthcare administration, care management services, and provider network for the current self-funded Preferred Provider Organization medical and fully insured Open Access Plan ("OAP" or "PPO"). The initial term of this contract was for 36 months from the date of the Notice to Proceed with an option for two (2) additional one-year terms or a 24-month option to renew for a combined total of five (5) years. This change is to renew the current contract for a second and final 12-month renewal option covering the period January 1, 2021 through December 31, 2021 in the estimated funded amount of \$52,172,147.00, with no increase in administration fees. The Division will pay 75% of the employee's annual premium in the estimated funded amount of \$39,129,110.25 and MLGW employees/retirees will be responsible for 25% of the annual premiums through payroll deduction in the estimated amount of \$13,043,036.75. The projected amount to be funded by MLGW is \$39,129,110.25, the actual payments from January 1, 2021 through December 31, 2021 will be reconciled to the projected amount and the results reported to the Board of Commissioners at the end of each term. This renewal complies with all applicable laws and policies. The new contract value is \$262,402,115.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 2 to Contract No. 11872, Self-Insured Healthcare with Cigna Healthcare to renew the current contract in the estimated funded amount of \$52,172,147.00, as outlined in the foregoing preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-special meeting held on 18th day of March, 2020, at which a quorum was present.

## RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of March 18, 2020 approved Change No. 14 to Contract No. 10793, Professional Portfolio Software with Advent Software, Incorporated to renew the current contract in the funded amount of \$35,926.28, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and

WHEREAS, the project scope is to provide accounting and portfolio management for MLGW's Treasury Management Department. The initial term of this contract shall remain in force until the Licensee discontinues the use of all software for Portfolio Accounting & Reporting (AXYS) and the Depository Trust Company (DTC) Interface products. This change is to renew the current contract for an additional year for the period covering May 11, 2020 through May 10, 2021 in the funded amount of \$35,926.28. This renewal reflects a 3% increase from the previous year due to continued development of the products, as well as, cost to support those products. MLGW is requesting approval of continuous maintenance support of the acquired system, which can only be performed by Advent Software, Incorporated. This sole source renewal complies with all applicable laws and policies. The new contract value is \$545,626.75; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 14 to Contract No. 10793, Professional Portfolio Software with Advent Software, Incorporated to renew the current contract in the funded amount of \$35,926.28 as approved.

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 18, 2020**

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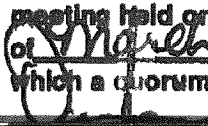
The Acting Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners, the approval of Change No. 14 to Contract No. 10793, Professional Portfolio Software with Advent Software, Incorporated to renew the current contract in the funded amount of \$35,926.28.

The project scope is to provide accounting and portfolio management for MLGW's Treasury Management Department. The initial term of this contract shall remain in force until the Licensee discontinues the use of all software for Portfolio Accounting & Reporting (AXYS) and the Depository Trust Company (DTC) Interface products. This change is to renew the current contract for an additional year for the period covering May 11, 2020 through May 10, 2021 in the funded amount of \$35,926.28. This renewal reflects a 3% increase from the previous year due to continued development of the products, as well as, cost to support those products. MLGW is requesting approval of continuous maintenance support of the acquired system, which can only be performed by Advent Software, Incorporated. This sole source renewal complies with all applicable laws and policies. The new contract value is \$545,626.75.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 14 to Contract No. 10793, Professional Portfolio Software, with Advent Software, Incorporated to renew the current contract in the funded amount of \$35,926.28, as outlined in the above preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-meeting meeting held on 18th day of March, 2020, at which a quorum was present.  
  
Secretary-Treasurer



## **RESOLUTION**

**WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting on March 18, 2020 approved Change No. 14 to Contract No. 11292, Cashiering System Replacement with System Innovators to renew the current contract in the funded amount of \$45,806.03, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and**

**WHEREAS, the project scope is to upgrade the existing Cashiering System with new technology at all MLGW Community Offices. The Creditron Software and Opex Hardware are used to process customer mailed payments received via the U.S. Postal Service in one (1) central system for efficiency. The initial term of the contract was from the date of the Notice to Proceed until the completion of the work. This change is to renew annual hardware, software maintenance, and support services for Creditron Software and Opex Hardware (Item Age Express) for the period covering May 1, 2020 through April 30, 2021 in the funded amount of \$45,806.03, which reflects a 2% increase in rates from the previous renewal. The increase is to improve performance of the software, updates (bug fixes and patches), training and retaining support technicians, and developing new functionality. MLGW is requesting continuous maintenance of the acquired systems, which can only be performed by System Innovators and the third party providers. This single source renewal complies with all applicable laws and policies. The new contract value is \$1,475,937.53; and**

**NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 14 to Contract No. 11292, Cashiering System Replacement with System Innovators to renew the current contract in the funded amount of \$45,806.03 as approved.**

**EXCERPT**  
**from**  
**MINUTES OF MEETING**  
**of**  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
**held**  
**March 18, 2020**

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The Acting Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 14 to Contract No. 11292, Cashiering System Replacement with System Innovators to renew the current contract in the funded amount of \$45,806.03.

The project scope is to upgrade the existing Cashiering System with new technology at all MLGW Community Offices. The Creditron Software and Opex Hardware are used to process customer mailed payments received via the U.S. Postal Service in one (1) central system for efficiency. The initial term of the contract was from the date of the Notice to Proceed until the completion of the work. This change is to renew annual hardware, software maintenance, and support services for Creditron Software and Opex Hardware (Item Age Express) for the period covering May 1, 2020 through April 30, 2021 in the funded amount of \$45,806.03, which reflects a 2% increase in rates from the previous renewal. The increase is to improve performance of the software, updates (bug fixes and patches), training and retaining support technicians, and developing new functionality. MLGW is requesting continuous maintenance of the acquired systems, which can only be performed by System Innovators and the third party providers. This single source renewal complies with all applicable laws and policies. The new contract value is \$1,475,937.53.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 14 to Contract No. 11292, Cashiering System Replacement with System Innovators to renew the current contract in the funded amount of \$45,806.03, as outlined in the above preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular ~~special~~ meeting held on 18th day of March, 2020, at which a quorum was present.

## **RESOLUTION**

**WHEREAS**, the Board of Light, Gas and Water Commissioners in their meeting of March 18, 2020 approved the purchase of cab and chassis dump body trucks and is now recommending to the Council of the City of Memphis that it approves said purchase as approved in the 2020 fiscal year budget; and

**WHEREAS**, this purchase is for cab and chassis with a ten yard dump body which will be used to maintain the electric, gas and water systems and for various customer service functions throughout Memphis and Shelby County; and

**WHEREAS**, bids were opened on February 19, 2020. Notice to Bidders was advertised. Six (6) bids were solicited and two (2) bids were received with the lowest and best complying bidder being the firm of Tag Truck Center. This award complies with all applicable laws and policies; and

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Memphis that there be and is hereby approved the purchase of cab and chassis dump body trucks from Tag Truck Center in the sum of \$1,910,895.00 chargeable to the MLGW 2020 fiscal year budget.

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 18, 2020**

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The Acting Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards a purchase order to Tag Truck Center in the amount of \$1,910,895.00 for the purchase of cab and chassis dump body trucks.

This purchase is for cab & chassis with a ten yard dump body which will be used to maintain the electric, gas and water systems and for various customer service functions throughout Memphis and Shelby County.

Bids were opened on February 19, 2020. Notice to Bidders was advertised. Six (6) bids were solicited and two (2) bids were received with the lowest and best complying bidder being the firm of Tag Truck Center. This award complies with all applicable laws and policies.

The 2020 budgeted amount for the purchase of Transportation and Fleet Services is \$7,999,467.00; of which \$1,910,895.00 will be spent on this purchase order in 2020; leaving a balance of \$6,088,572.00 after award; and

**NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:**

THAT, subject to the consent and approval of the Council of the City of Memphis, award of purchase order to Tag Truck Center is approved for furnishing:

Latest model Cab and Chassis having at least a 54,000 pound GVW rating and a ten yard dump body all in accordance with Division Specification No. T10YDT-20-5125 at \$90,995.00 each;

Totaling \$1,910,895.00; f.o.b. Memphis, Tennessee, our dock, transportation prepaid; prices being firm, terms net 30 days; delivery 95 – 125 days after receipt of order.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 18th day of March, 2020, at which a quorum was present.

## **RESOLUTION**

**WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of March 18, 2020 approved Change No. 3 to Contract No. 11921, General Pest Control and Termite Services with Nu Era Pest Control to renew the current contract in the funded amount of \$38,240.00, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and**

**WHEREAS, the project scope is to provide pest control and termite inspection/treatment at MLGW's locations as needed. The initial term of this contract was for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This change is to renew the current contract for the third of four (4) annual renewal terms covering the period November 1, 2020 through October 31, 2021 in the funded amount of \$38,240.00, with no increase in rates from the previous year. This renewal complies with all applicable laws and policies. The new contract value is \$152,960.00; and**

**NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 3 to Contract No. 11921, General Pest Control and Termite Services with Nu Era Pest Control to renew the current contract in the funded amount of \$38,240.00 as approved.**

**EXCERPT**  
**from**  
**MINUTES OF MEETING**  
**of**  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
**held**  
**March 18, 2020**

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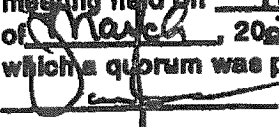
The Acting Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 3 to Contract No. 11921, General Pest Control and Termite Services with Nu Era Pest Control to renew the current contract in the funded amount of \$38,240.00.

The project scope is to provide pest control and termite inspection/treatment at MLGW's locations as needed. The initial term of this contract was for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This change is to renew the current contract for the third of four (4) annual renewal terms covering the period November 1, 2020 through October 31, 2021 in the funded amount of \$38,240.00, with no increase in rates from the previous year. This renewal complies with all applicable laws and policies. The new contract value is \$152,960.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 3 to Contract No. 11921, General Pest Control and Termite Services with Nu Era Pest Control to renew the current contract in the funded amount of \$38,240.00, as outlined in the foregoing preamble, is approved; and further,

THAT, The President or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular-special meeting held on 18th day of March, 2020, at which a quorum was present.  
  
Secretary-Treasurer

## **RESOLUTION**

**WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of March 18, 2020 approved Change No. 3 to Contract No. 11894, Grounds Maintenance - Well Lots with Turf Doctors L&LM, LLC to renew the current contract in the funded amount of \$69,441.40, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and**

**WHEREAS, the project scope is to provide mowing services on MLGW well lots and future well lots (vacant lots) in Memphis and Shelby County, Tennessee. The initial term of this contract was for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This change is to renew the current contract for the third of four (4) annual renewal terms for the period covering May 17, 2020 through May 16, 2021 in the funded amount of \$69,441.40, with no increase in rates from the previous year. This renewal complies with all applicable laws and policies. The new contract value is \$277,405.80; and**

**NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 3 to Contract No. 11894, Grounds Maintenance - Well Lots with Turf Doctors L&LM, LLC to renew the current contract in the funded amount of \$69,441.40 as approved.**

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 18, 2020**

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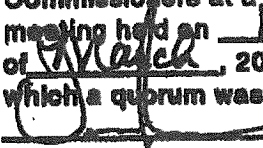
The Acting Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 3 to Contract No. 11894, Grounds Maintenance - Well Lots with Turf Doctors L&LM, LLC to renew the current contract in the funded amount of \$69,441.40.

The project scope is to provide mowing services on MLGW well lots and future well lots (vacant lots) in Memphis and Shelby County, Tennessee. The initial term of this contract was for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This change is to renew the current contract for the third of four (4) annual renewal terms for the period covering May 17, 2020 through May 16, 2021 in the funded amount of \$69,441.40, with no increase in rates from the previous year. This renewal complies with all applicable laws and policies. The new contract value is \$277,405.80.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 3 to Contract No. 11894 Grounds Maintenance - Well Lots with Turf Doctors L&LM, LLC to renew the current contract in the funded amount of \$69,441.40, as outlined in the above preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular ~~special~~ meeting held on 18th day of March, 2020, at which a quorum was present.  
  
Secretary-Treasurer



## RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of March 18, 2020 approved Change No. 2 to Contract No. 11947, Grounds Maintenance with Bean and Prince Contractors, Incorporated to renew and change the current contract in the funded amount of \$422,992.00, and is now recommending to the Council of the City of Memphis that it approves said renewal and change as approved; and

WHEREAS, the project scope is to mow grass and other grounds maintenance duties at various MLGW locations such as electric substations, water pumping stations, gas regulators, etc. The initial term of this contract was for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This change is to renew the current contract for the second of four (4) annual renewal terms for the period covering May 12, 2020 through May 11, 2021, with no increase in rates from the previous year. In addition, this change is to expand the scope of work to include five (5) additional cuts at MLGW's LNG Plant-Arlington. The total amount of this renewal and change is \$422,992.00. This renewal and change complies with all applicable laws and policies. The new contract value is \$1,229,671.00; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 2 to Contract No. 11947, Grounds Maintenance with Bean and Prince Contractors, Incorporated to renew and change the current contract in the funded amount of \$422,992.00 as approved.

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 18, 2020**

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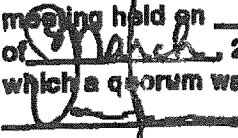
The Acting Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 2 to Contract No. 11947, Grounds Maintenance with Bean and Prince Contractors, Incorporated to renew and change the current contract in the funded amount of \$422,992.00.

The project scope is to mow grass and other grounds maintenance duties at various MLGW locations such as electric substations, water pumping stations, gas regulators, etc. The initial term of this contract was for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This change is to renew the current contract for the second of four (4) annual renewal terms for the period covering May 12, 2020 through May 11, 2021, with no increase in rates from the previous year. In addition, this change is to expand the scope of work to include five (5) additional cuts at MLGW's LNG Plant-Arlington. The total amount of this renewal and change is \$422,992.00. This renewal and change complies with all applicable laws and policies. The new contract value is \$1,229,671.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 2 to Contract No. 11947, Grounds Maintenance with Bean and Prince Contractors, Incorporated to renew and change the current contract in the funded amount of \$422,992.00, as outlined in the above preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Renewal and Change.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a ~~regular meeting~~ meeting held on 18th day of March, 2020, at which a quorum was present.  
 Secretary-Treasurer

## **RESOLUTION**

**WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of March 18, 2020 approved Change No. 4 to Contract No. 11815, Grounds Maintenance and Landscaping with Landscape Workshop to renew the current contract in the funded amount of \$84,247.00, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and**

**WHEREAS, The project scope is to perform spraying, trimming, weed-eating, brush clearing, mowing, fertilizing, irrigation, tree pruning, planting, mulching and other grounds maintenance and landscaping services at the following MLGW locations: 220 South Main Street; 245 South Main Street; 1665 Whitten Road; 4949 Raleigh LaGrange Road; 2425 Covington Pike; and a vacant lot south on Whitten Road (south of 1665 Whitten Road). The initial term of this contract was for a period of one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This change is to renew the current contract for the fourth and final annual renewal term for the period covering May 3, 2020 through May 2, 2021 in the funded amount of \$84,247.00, with no increase in rates from the previous year. This renewal complies with all applicable laws and policies. The new contract value is \$421,235.00; and**

**NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 4 to Contract No. 11815, Grounds Maintenance and Landscaping with Landscape Workshop to renew the current contract in the funded amount of \$84,247.00 as approved.**

**EXCERPT**  
from  
**MINUTES OF MEETING**  
of  
**BOARD OF LIGHT, GAS AND WATER COMMISSIONERS**  
**CITY OF MEMPHIS**  
held  
**March 18, 2020**

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The Acting Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 4 to Contract No. 11815, Grounds Maintenance and Landscaping with Landscape Workshop to renew the current contract in the funded amount of \$84,247.00.

The project scope is to perform spraying, trimming, weed-eating, brush clearing, mowing, fertilizing, irrigation, tree pruning, planting, mulching and other grounds maintenance and landscaping services at the following MLGW locations: 220 South Main Street; 245 South Main Street; 1665 Whitten Road; 4949 Raleigh LaGrange Road; 2425 Covington Pike; and a vacant lot south on Whitten Road (south of 1665 Whitten Road). The initial term of this contract was for a period of one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This change is to renew the current contract for the fourth and final annual renewal term for the period covering May 3, 2020 through May 2, 2021 in the funded amount of \$84,247.00, with no increase in rates from the previous year. This renewal complies with all applicable laws and policies. The new contract value is \$421,235.00.

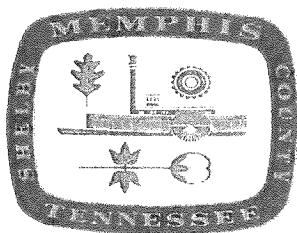
NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 4 to Contract No. 11815, Grounds Maintenance and Landscaping with Landscape Workshop to renew the current contract in the funded amount of \$84,247.00, as outlined in the above preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution accepted by the Board of Light, Gas and Water Commissioners at a regular ~~special~~ meeting held on 18th day of March, 2020, at which a quorum was present.

  
Secretary-Treasurer



## Memphis City Council Summary Sheet

**1. Description of the Item (Resolution, Ordinance, etc.)**

This Ordinance amends Chapter 21 of the City of Memphis, Code of Ordinances to add a section related to the Speed Enforcement Photographic System.

**2. Initiating Party (e.g. Public Works, at request of City Council, etc.)**

This Ordinance is being initiated by the Division of Engineering.

**3. State whether this is a change to an existing ordinance or resolution, if applicable.**

This item does involve an amendment to Chapter 21 of the Code of Ordinances

**4. State whether this requires a new contract, or amends an existing contract, if applicable.**

This item does not require a new contract


**5. State whether this requires an expenditure of funds/requires a budget amendment.**

This item does not require an expenditure of funds.

**Council Ordinance Caption (Speed Enforcement Camera Ordinance)**

An Ordinance to amend Chapter 21 of the City of Memphis, Code of Ordinances to add a section related to the Speed Enforcement Photographic System.

## MEMORANDUM

From: Manny Belen, PE, Director of Engineering   
To: Jim Strickland, Mayor  
Via: Doug McGowen, Chief Operating Officer  
DATE: February 6, 2020  
SUBJECT: Automated Speed Enforcement Program Ordinance

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## Parts of the Decision Brief/Memo

**1. Problem Statement or Opportunity**

This Ordinance amends Chapter 21 of the City of Memphis, Code of Ordinances to add a section related to the Speed Enforcement Photographic System.

**2. Recommendation**

The Division of Engineering recommends approval.

**3. Prior Coordination**

The City of Memphis entered into a contract with Conduent State and Local Solutions on December 27, 2018 for the installation of Automated Speed Enforcement Cameras at (15) locations throughout the City. All construction and implementation work for this new system has been completed. The Automated Speed Enforcement Cameras began issuing official citations on 1-20-20. This Ordinance is being proposed to provide a clear distinction between Automated Red Light Enforcement and Automated Speed Enforcement as requested by the City Court Clerk's Office.

**4. Additional Information**

None

**AN ORDINANCE TO AMEND CHAPTER 21 OF THE CITY OF MEMPHIS, CODE OF ORDINANCES TO ADD A SECTION RELATED TO THE SPEED ENFORCEMENT PHOTOGRAPHIC SYSTEM**

**WHEREAS**, Tennessee Code Annotated § 55-8-198 governs the implementation and use of unmanned traffic enforcement cameras;

**WHEREAS**, the City desires to implement a speed enforcement photographic system, which is subject to the regulations set forth in Tenn. Code Ann. § 55-8-198; and

**WHEREAS**, the City seeks to enact an ordinance that conforms with state law as set forth in Tenn. Code Ann. § 55-8-198.

**SECTION 1. NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS**, that following is hereby added to Chapter 21, entitled "Vehicles and Traffic," of the Memphis Code of Ordinances and shall read as follows:

**SECTION 21-81. – SPEED ENFORCEMENT PHOTOGRAPHIC SYSTEM**

State Law reference— Unmanned traffic enforcement cameras: T.C.A. § 55-8-198

(A) - Definitions.

The following words, terms and phrases, when used herein, shall have ascribed to them the following meanings, except where the context clearly indicates a different meaning.

*Citations and warning notices* means the documents of notice of violation and shall include:

1. The name and address of the registered owner of the vehicle;
2. The registration plate number of the motor vehicle involved in the violation;
3. The violation charged;
4. The location of the violation;
5. The date and time of the violation;
6. A copy of the recorded image;
7. The amount of the civil penalty imposed and the date by which the civil penalty should be paid;
8. A sworn statement signed by an officer or agent of the police services division that based on inspection of recorded images, the subject motor vehicle was being operated in violation of section 21-106, and/or 21-107; and
9. Information advising the person alleged to be liable for violation of section 21-106, and/or 21-107 (i) of the manner and time in which the liability alleged in the citation may be contested in city court, and (ii) warning that failure to contest in the manner and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon.

*Recorded images* means images recorded by a speed enforcement photographic system:

1. On a photograph, microphotograph, electronic image, videotape, or any other medium; and
2. At least one image or portion of tape, clearly identifying the registration plate number, or other identifying designation of the license plate, on the motor vehicle.

*System location* is within the boundary of an active school speed zone or in a reverse curve or "S" curve portion of a public road or highway, as defined by T.C.A. § 55-8-198.

*Speed Enforcement Photographic System* is an electronic system consisting of a photographic, video or electronic camera that automatically detects and produces photographs, video or digital images



of each vehicle exceeding the active school zone speed limit or exceeding the speed limit within a reverse or "S" curve.

*Vehicle owner* is the person identified on records maintained by the Tennessee Department of Safety as the registered owner of a motor vehicle.

(B) - Administration.

1. The City Court Clerk or an agent of said office shall administer the speed enforcement photographic system and shall maintain a list of all system locations where speed enforcement photographic systems are installed.
2. Signs to indicate the use of the speed enforcement photographic system shall be clearly posted not less than five hundred feet (500') but not more than one thousand feet (1,000') in advance of the enforcement area of the unmanned traffic enforcement camera informing drivers as to the presence of traffic enforcement cameras at the approaching location. All regulatory and warning signs relating to the intersection or enforcement area shall meet the conventional road size or larger requirements of the MUTCD.

(C) - Offense.

It shall be unlawful for any person to drive a vehicle at a rate of speed greater than 15 miles per hour on that portion of any street which has been designated as a school zone by official signs during any time when school children are present, when school zone flashing signals are in operation or otherwise in violation of sections 21-378 or 21-107 of this code.

It shall be unlawful for any person to drive a vehicle at a rate of speed greater than is permitted on that portion of any street which is constructed as a reverse or "S" curve or otherwise in violation of sections 21-378 or 21-106 of this code.

(D) - Procedure.

1. The city shall adopt procedures for the issuance of uniform citations and warning notices hereunder.
2. A citation or warning notice so issued, alleging an offense hereunder in violation of section 21-106 or 21-107 of this code, which is sworn to or affirmed by an official of the division of police services or an agent of said division based on inspection of recorded images produced by the speed enforcement photographic system, and which includes copies of such recorded images, shall be prima facie evidence of the facts contained therein and shall be admissible in any proceeding alleging a violation hereunder. The citation or warning notice shall be forwarded by first-class mail, postmarked pursuant to state law, to the vehicle owner's address as given on the motor vehicle registration records maintained by the Tennessee Department of Safety. Personal delivery to or personal service of process on the owner of the vehicle shall not be required.
3. A person who receives a citation or warning notice may:
  - a. Pay the assessed fine and civil penalty, in accordance with instructions on the citation or warning notice, directly to the city court clerk; or
  - b. Elect to contest the citation for the alleged violation.
4. Liability hereunder shall be determined based upon preponderance of the evidence. Admission into evidence of a citation or warning notice, together with proof that the defendant was at the time of the violation the registered owner of the vehicle, shall permit the trier of fact in its discretion to infer that such owner of the vehicle was the driver of the vehicle at the time of the alleged violation. Such an inference may be rebutted if the owner of the vehicle:
  - a. Testifies under oath in open court that he or she was not the operator of the vehicle at the time of the alleged violation; and
  - b. Presents to the court prior to the return date established on the citation and warning notice a certified copy of a police report showing that the vehicle had been reported to the police as stolen prior to the time of the alleged violation; or
  - c. Submits to the court prior to the return date established on the citation and warning notice the owner's sworn notarized statement that the vehicle was in the care, custody or control of

another person or entity at the time of the violation and identifying the name and address of the person or entity who leased, rented or otherwise had such possession of the vehicle at the time of the alleged violation.

5. The following vehicles are exempt from receiving a citation and warning notice:
  - a. Emergency vehicles with active emergency lights;
  - b. Vehicles moving through the intersection to avoid or clear the way for a marked emergency vehicle;
  - c. Vehicles under police escort; and
  - d. Vehicles in a funeral procession.

(E). - Penalty.

1. Any offense hereunder shall be deemed a non-criminal violation for which a civil penalty of \$50.00 shall be assessed. Failure to pay the civil penalty or appear in court to contest the citation or warning notice on the designated date shall result in an assessment of court costs. The city may establish procedures for the trial of civil violators and may enforce and collect all penalties assessed in the nature of a debt.
2. A violation for which a civil penalty is imposed hereunder shall not be considered a moving violation and may not be recorded by the division of police services or the state department of safety on the driving record of the owner or driver of the vehicle and may not be considered in the provision of motor vehicle insurance coverage.

(F). – Use of Revenues.

1. All net revenues generated from penalties and assessments associated with this program and the enforcement of section 21-106 or 21-107 that exceed the cost of the administration and operation of the speed enforcement photographic system will be apportioned to the Division of Engineering for traffic safety projects or initiatives. This would include, but not be limited to the design, installation, operation, and maintenance of traffic control devices, traffic calming infrastructure, and pedestrian safety infrastructure. Said funds shall be distributed from the office of the city court clerk on a monthly basis upon receipt.

**SECTION 2. BE IT FURTHER ORDAINED**, that the provisions of this Ordinance shall be added as a chapter to Title 11, entitled "Vehicles and Traffic," of the Code as maintained by Municode.

**SECTION 3. BE IT FURTHER ORDAINED**, that the provisions of this Ordinance are hereby severable. If any of these sections, provisions, sentences, clauses, phrases, or parts are held unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

**SECTION 4. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS**, that this Ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of Mayor in writing by the comptroller and become effective as otherwise provided by law.

Council Chairman

**MINUTES**  
**TELEPHONIC MEETING OF THE CITY COUNCIL**  
**CITY OF MEMPHIS**

**March 24, 2020**

**3:30 P.M. SCHEDULED SESSION**

**MEETING RECESSED AT 4:45 P.M.**

**ROLL CALL:** J. Ford Canale, Chase Carlisle, Frank Colvett, Jr., Michalyn Easter-Thomas, Edmund Ford, Sr., Cheyenne Johnson, Martavius Jones, Rhonda Logan, Worth Morgan, JB Smiley, Jr., Jamita Swearengen, Jeff Warren and Chairwoman Patrice Robinson.

**THE MEETING WAS CALLED TO ORDER  
BY SERGEANT-AT-ARMS**

**INVOCATION**

The meeting was opened with telephonic prayer by Rev. Byron C. Moore, from St. Andrew A.M.E. Church. Councilwoman Easter-Thomas thanked Rev. Byron for being the Chaplain of the Day.

**These minutes record the agenda items and the action taken by the Council on such items. The full text of the original of the ordinances, resolutions and supporting documents, including an audio recording of Council's deliberations are filed and maintained in the office of Council Records/Records Management, Room 2B-08. The original ordinances and/or resolutions adopted by the Council shall control in the event of any conflict between the description in these minutes and the original documents, ordinances and/or resolutions.**

**Approval of the Minutes of the regular meeting of March 3, 2020 with the following motion:**

**MOTION:** Colvett  
**SECOND:** Canale  
**AYES:** Canale, Colvett, Easter-Thomas, Ford, Johnson, Logan, Morgan, Smiley, Swearengen and Chairwoman Robinson  
Carlisle and Warren did not cast a vote

**APPROVED**

6. **NOTATIONS FROM THE LAND USE CONTROL BOARD THAT THE FOLLOWING CASES WERE HEARD AND RECOMMENDATION MADE REQUESTING A DATE OF PUBLIC HEARING:**

- A. Case No. PD 99-362 – QUINCE/LYNNFIELD PLANNED DEVELOPMENT
- B. Case No. SUP 19-29 – VEHICLE SALES

**DROPPED,** until a later date

**CONSENT AGENDA – Items #1 & #15 may be acted upon by one motion: See Page 5412 for Roll Call Consent Items.**

1. **ORDINANCE AMENDING CHAPTER 21 OF THE CITY OF MEMPHIS, CODE OF ORDINANCES TO ADD A SECTION RELATED TO THE SPEED ENFORCEMENT PHOTOGRAPHIC SYSTEM, UP FOR S E C O N D READING. ORDINANCE NO. 5747 IS SPONSORED BY THE DIVISION OF ENGINEERING.**

**APPROVED,** on Second reading

15. **APPOINTMENTS**

**MEMPHIS ALCOHOL COMMISSION**

**REAPPOINTMENT**

ANNA VERGOS BLAIR

**DOWNTOWN MEMPHIS COMMISSION**

**REAPPOINTMENT**

JULIE ELLIS

**PENSION BOARD OF ADMINISTRATION**

**REAPPOINTMENT**

THEODORE DAVIS

**CIVILIAN LAW ENFORCEMENT REVIEW BOARD**

**APPOINTMENT**

STEVIE W. MOORE SR.

**APPROVED**

**ROLL CALL CONSENT ITEMS**

MOTION: Colvett  
 SECOND: Canale  
 AYES: Canale, Colvett, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearengen,  
 Warren and Chairwoman Robinson  
 Easter-Thomas abstained  
 Carlisle did not cast a vote

**APPROVED**

**FISCAL CONSENT AGENDA – Items #2, #3, #4, #5, #7, #18 & #19 may be acted upon by one motion:**

**2. RESOLUTION APPROVING THE FINAL PLAT FOR RAINES ROAD PD, AMENDED, PHASE 4, PARCEL B.**

Case No. (PD 95-380)  
 Contract No. CR-5322

Resolution approves the final plat located approximately 1,500 linear feet east of Raines Road/Tchulahoma intersection in the City of Memphis, Tennessee. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract and accept Performance Bond No. 016224481 in the amount of \$125,600.00 on behalf of the City of Memphis.

City Engineer recommends approval

**APPROVED**

**3. RESOLUTION APPROVING THE ENGINEERING PLANS FOR COLLAGE BALLET.**

Contract No. CR-5323

Resolution approves the engineering plans located at 505 Tillman Street on the southwest corner lot of the Tillman Street and Sam Cooper intersection in the City of Memphis, Tennessee. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract and accept the Independent Bank Letter of Credit No. 1116 in the amount of \$140,800.00 on behalf of the City of Memphis.

City Engineer recommends approval

**APPROVED**

**4. RESOLUTION APPROVING THE FINAL PLAT FOR WHITE OAK PD.**

Case No. (PD 00-371)

Contract No. CR-5324

Resolution approves the final plat located approximately 520' south of Wheelis Drive and White Station Road intersection on the west side of White Station Road in the City of Memphis, Tennessee. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract and accept the Bank 3 Letter of Credit No. 116 in the amount of \$94,900.00 on behalf of the City of Memphis. **(Request for same night minutes)**

City Engineer recommends approval

**APPROVED****5. RESOLUTION APPROVING THE ENGINEERING PLANS FOR GREEN DOT PUBLIC SCHOOLS, PH 4-ROSS ROAD WIDENING.**

Contract No. CR-5325

Resolution approves the engineering plans located along Ross Road north of the Raines and Ross Road intersection approximately 775 liner feet in the City of Memphis, Tennessee. Cost of the required improvements to be borne by the Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract and accept Performance Bond No. 4428344 in the amount of \$276,400.00 on behalf of the City of Memphis.

City Engineer recommends approval

**APPROVED****7. RESOLUTION AMENDING THE FY2020 OPERATING BUDGET BY ACCEPTING, ALLOCATING AND APPROPRIATING GRANT FUNDS IN THE AMOUNT OF \$19,740.00 FOR THE CITY OF MEMPHIS/MEMPHIS PUBLIC LIBRARY & INFORMATION CENTER FROM THE STATE OF TENNESSEE, OFFICE OF THE SECRETARY OF STATE, TENNESSEE STATE LIBRARY AND ARCHIVES (TSLA) TO BE USED FOR PROFESSIONAL FEES/GRANTS & AWARDS AND SUPPLIES. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF LIBRARY SERVICES. (REQUEST FOR SAME NIGHT MINUTES)****APPROVED****18. RESOLUTION TRANSFERRING AN ALLOCATION AND APPROPRIATION OF FUNDS IN THE AMOUNT OF \$21,663.00 FROM FY19 EMA SIRENS PROJECT FS02027 TO FY20 EMA SIRENS PROJECT FS02032 AND APPROPRIATE \$120,000.00 IN FY20 EMA SIRENS PROJECT FS02032. DISTRICT 3, SUPER DISTRICT 9. THIS RESOLUTION IS SPONSORED BY FIRE SERVICES.****APPROVED**

19. **RESOLUTION AMENDING THE FY2020 OPERATING BUDGET BY ACCEPTING AND APPROPRIATING EXPENDITURES AND REVENUES FOR THE WEATHERIZATION ASSISTANCE PROGRAM (WAP) GRANT IN THE AMOUNT OF \$200,000.00 PROVIDED BY MHA'S WEATHERIZATION ASSISTANCE PROGRAM FOR HUD'S WEATHERIZATION PROGRAM (WAP) AS PART OF A BUY-DOWN AGREEMENT TO FINANCIALLY CONTRIBUTE TO THE WEATHERIZATION OF THE MONTGOMERY PLAZA MULTI-FAMILY PROJECT. THIS RESOLUTION IS SPONSORED BY THE DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT.**

**APPROVED**

**ROLL CALL FISCAL CONSENT ITEM**

MOTION: Johnson  
SECOND: Easter-Thomas  
AYES: Canale, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearngen, Warren and Chairwoman Robinson  
Carlisle did not cast a vote

**APPROVED**

**MLGW FISCAL CONSENT AGENDA – Items #8 - #14 may be acted upon by one motion:**

8. **RESOLUTION APPROVING CHANGE NO. 1 TO CONTRACT NO. 11682 FOR CUSTOMER CARE CENTER BACK UP COMMUNICATIONS PLAN WITH AT&T BUSINESS SYSTEM IN THE AMOUNT OF \$80,000.00. (THIS CHANGE IS TO INCREASE THE CURRENT CONTRACT VALUE DUE TO SYSTEM CHANGES REQUIRED DURING THE INSTALLATION OF THE GENESYS IVR SYSTEM. THE CONTRACT TERM WILL REMAIN THROUGH AUGUST 15, 2020.)**

**APPROVED**

9. **RESOLUTION APPROVING PAYMENT OF AN INVOICE FROM THE TENNESSEE VALLEY PUBLIC POWER ASSOCIATION FOR THE 2020 MEMBERSHIP DUES IN THE AMOUNT OF \$51,605.45.**

**APPROVED**

10. **RESOLUTION AWARDDING CONTRACT NO. 12129. WATKINS BRIDGE OVER LOOSAHATCHIE RIVER MAIN RELOCATION TO OWENS IRRIGATION INC. IN THE AMOUNT OF \$1,490,000.00.**

**APPROVED**

11. **RESOLUTION APPROVING CHANGE NO. 4 TO CONTRACT NO. 11841 FOR PROFESSIONAL ENGINEERING SERVICES FOR CENTRAL SUPPORT SERVICES WITH CCS GROUP, INCORPORATED IN THE AMOUNT NOT-TO-EXCEED \$50,000.00. (THIS CHANGE IS TO RENEW THE CURRENT CONTRACT FOR THE FOURTH AND FINAL ANNUAL RENEWAL TERM FOR THE PERIOD COVERING MAY 17, 2020 THROUGH MAY 16, 2021.)**

**APPROVED**

12. **RESOLUTION AWARDED CONTRACT NO.12138, NORTH SERVICE CENTER RE-PAVING TO LEHMAN-ROBERTS COMPANY IN THE AMOUNT OF \$561,056.45.**

**APPROVED**

13. **RESOLUTION APPROVING CHANGE NO. 4 TO CONTRACT NO. 11873, PROFESSIONAL LOCKSMITH SERVICES WITH QUALITY SAFE & LOCK COMPANY, INCORPORATED IN THE AMOUNT OF \$50,000.00. (THIS CHANGE IS TO RENEW THE CURRENT CONTRACT FOR THE FOURTH AND FINAL ANNUAL RENEWAL TERM FOR THE PERIOD COVERING MAY 14, 2020 THROUGH MAY 13, 2021, BASED ON AGREED UPON RATES, WITH NO INCREASE IN RATES FROM THE PREVIOUS YEAR.)**

**APPROVED**

14. **RESOLUTION APPROVING CHANGE NO. 4 TO CONTRACT NO. 11740, CLAIMS CASE MANAGEMENT WITH AMERICAN TECHNICAL SERVICES IN THE AMOUNT OF \$15,800.00. (THIS CHANGE IS TO RENEW ANNUAL SOFTWARE MAINTENANCE AND SUPPORT SERVICES FOR THE FOURTH OF FOUR ANNUAL RENEWAL TERMS COVERING THE PERIOD APRIL 1, 2020 THROUGH MARCH 31, 2021.)**

**APPROVED**

**ROLL CALL MLGW FISCAL CONSENT ITEMS**

MOTION: Morgan  
SECOND: Colvett  
AYES: Canale, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearengen, Warren and Chairwoman Robinson  
Carlisle did not cast a vote

**APPROVED**

16. **RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$150,000,000.00 GENERAL OBLIGATION BONDS AND BOND ANTICIPATION NOTES OF THE CITY OF MEMPHIS, TENNESSEE. THIS RESOLUTION IS SPONSORED BY THE FINANCE DIVISION.**



MOTION: Jones  
 SECOND: Canale  
 AYES: Canale, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearngen, Warren and Chairwoman Robinson  
 Carlisle did not cast a vote

**APPROVED**

17. **RESOLUTION AUTHORIZING THE ISSUANCE, SALE AND DELIVER OF NOT TO EXCEED \$240,000,000.00 AGGREGATE PRINCIPAL AMOUNT OF CITY OF MEMPHIS, TENNESSEE, GENERAL IMPROVEMENT REFUNDING BONDS, SERIES 2020; FOR THE PURPOSE OF CURRENTLY REFUNDING CERTAIN GENERAL OBLIGATION DEBT FOR THE CITY; PAYING AT MATURITY THE PRINCIPLE OF CERTAIN OUTSTANDING BOND ANTICIPATION NOTES OF THE CITY ISSUED AS GENERAL OBLIGATION COMMERCIAL PAPER. THIS RESOLUTION IS SPONSORED BY THE FINANCE DIVISION.**

MOTION: Jones  
 SECOND: Canale  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearngen, Warren and Chairwoman Robinson

**APPROVED**

21. **RESOLUTION APPROPRIATING \$5,875,000.00 OF ALLOCATED FUNDING IN PROJECTS LI01030 NEW FRAYSER LIBRARY (\$3,975,000.00); LI01031-NEW RALEIGH LIBRARY (\$1,850,000.00); AND LI01032-TECHNOLOGY FOR COSSITT LIBRARY (\$50,000.00). DISTRICTS 1, 6, AND 7, AND SUPER DISTRICTS 8 AND 9. THIS RESOLUTION IS SPONSORED BY LIBRARY SERVICES.**

MOTION: Easter-Thomas  
 SECOND: Swearngen  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearngen, Warren and Chairwoman Robinson

**APPROVED**

22. **RESOLUTION APPROPRIATING \$1,250,000.00 IN PLEASANT HILL SHELBY HOLMES, PROJECT #PW01127 FOR CONTACT CONSTRUCTION. THIS RESOLUTION IS SPONSORED BY THE PUBLIC WORKS DIVISION.**

MOTION: Smiley  
 SECOND: Colvett  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearngen, Warren and Chairwoman Robinson

**APPROVED**

23. **RESOLUTION TRANSFERRING AND APPROPRIATING CONSTRUCTION FUNDS IN THE AMOUNT OF \$4,000,000.00 FOR INFRASTRUCTURE AND CONSTRUCTION IMPROVEMENTS IN VARIOUS LOCATIONS WITHIN THE CITY OF MEMPHIS. THIS RESOLUTION IS SPONSORED BY THE PUBLIC WORKS DIVISION.**

MOTION: Smiley  
 SECOND: Colvett  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearingen, Warren and Chairwoman Robinson

**APPROVED**

24. **RESOLUTION MODIFYING THE FISCAL YEAR 2020 OPERATING BUDGET IN RESPONSE TO THE DECLARATION OF STATE OF EMERGENCY AND THE FINANCIAL IMPACT OF THE CORONAVIRUS DISEASE 2019 (COVID-19). THIS RESOLUTION IS SPONSORED BY CHAIRWOMAN ROBINSON. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Jones  
 SECOND: Canale  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearingen, Warren and Chairwoman Robinson

**APPROVED**

25. **RESOLUTION ON COVID-19 EMERGENCY. THIS RESOLUTION IS SPONSORED BY THE CITY COUNCIL ATTORNEY. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Colvett  
 SECOND: Logan  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearingen, Warren and Chairwoman Robinson

**APPROVED**

26. **RESOLUTION AUTHORIZING THE MEMPHIS-SHELBY COUNTY AIRPORT AUTHORITY TO ISSUE AIRPORT REVENUE BONDS IN THE TOTAL PRINCIPAL AMOUNT NOT TO EXCEED \$320,000,000.00 TO FINANCE A PORTION OF THE COSTS OF A CONSOLIDATED DE-ICING FACILITY AND OTHER ANCILLARY IMPROVEMENTS AND EQUIPMENT AT THE MEMPHIS INTERNATIONAL AIRPORT AND REFUND ALL OR A PORTION OF ITS AIRPORT REVENUE BONDS, SERIES 20110A AND AIRPORT REVENUE REFUNDING. THIS RESOLUTION IS SPONSORED BY THE FINANCE DIVISION AT THE REQUEST OF**

**THE MEMPHIS-SHELBY COUNTY AIRPORT AUTHORITY. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Jones  
 SECOND: Canale  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearengen, Warren and Chairwoman Robinson

**APPROVED**

20. **RESOLUTION APPROPRIATING \$5,000,000.00 OF THE CITY OF MEMPHIS DIVISION OF POLICE SERVICES CIP PROJECT PD04025, RADIO SYSTEM UPGRADE ALLOCATION. THE ENTIRE AMOUNT TO TECHNOLOGY WILL BE APPROPRIATED FOR THE RADIO SYSTEM UPGRADE PROJECT. THIS RESOLUTION IS SPONSORED BY POLICE SERVICES.**

MOTION: Swearengen  
 SECOND: Johnson  
 AYES: Canale, Carlisle, Colvett, Ford, Morgan, Warren and Chairwoman Robinson  
 NAYS: Easter-Thomas, Johnson, Jones, Logan, Smiley and Swearengen

**APPROVED**

27. **RESOLUTION EXPRESSING MEMPHIS CITY COUNCIL SUPPORT FOR TENNESSEE HOUSE BILL 1697 (2020) AND TENNESSEE SENATE BILL 2683 (2020) AS THEY PERTAIN TO THE FOOD TAX HOLIDAY ACT. THIS RESOLUTION IS SPONSORED BY COUNCILWOMAN EASTER-THOMAS. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Easter-Thomas  
 SECOND: Canale  
 AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearengen, Warren and Chairwoman Robinson

**APPROVED**

**(Co-Chairman Colvett recognized the following people from the public, who emailed Chairwoman Robinson their speaker information):**

Dr. Yvonne Nelson  
 Ms. Melinda Taylor  
 Brandon Lancaster

**(Special Item #1 – Chairman Colvett made a motion to approves same night minutes for Items #3, #4, #7, #16, #17 #24, #25, #26 and #27 from tonight’s meeting)**

MOTION: Colvett  
SECOND: Canale  
AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearingen, Warren and Chairwoman Robinson

**APPROVED**

28. **A VOTE AFFIRMING THAT THE MEETING OF MARCH 24, 2020, WAS HELD PURSUANT TO THE PUBLIC NOTICE AND ACCESS INSTRUCTIONS PROVIDED TO THE PUBLIC IN ADVANCE OF THE MEETING, WHICH ARE ATTACHED TO THESE MINUTES AND INCORPORATED HEREIN VERBATIM BY REFERENCE. (REQUEST FOR SAME NIGHT MINUTES)**

MOTION: Warren  
SECOND: Colvett  
AYES: Canale, Carlisle, Colvett, Easter-Thomas, Ford, Johnson, Jones, Logan, Morgan, Smiley, Swearingen, Warren and Chairwoman Robinson

**APPROVED**

**CITY OF MEMPHIS  
NOTICE OF REGULAR MEETING  
OF  
THE MEMPHIS CITY COUNCIL  
Tuesday, March 24, 2020, 3:30 p.m.**

Due to the declarations of a State of Emergency by the President of the United States, the Governor of Tennessee and the Mayor of Memphis relating to Covid-19 Epidemic the Council has determined that is necessary that the meeting be conducted by electronic or other means of communication in order to protect the health, safety and welfare of the public, City employees, Council staff and Members of the Council.

**THERE WILL BE NO PHYSICAL MEETING**

Attached to this Notice of Meeting are instructions on how members of the public may electronically access the meeting and/or a recording of the meeting and how the public may provide written comments concerning any agenda item or any other matter prior to the meeting.

**INSTRUCTIONS OF STEPS TO VIEW THE MARCH 24, 2020 MEMPHIS CITY COUNCIL MEETING**

Take notice, the Memphis City Council will meet on **Tuesday, March 24, 2020 at 1:45 p.m.** However, due to Coronavirus disease (COVID-19) health and safety concerns, the public is not permitted to attend the meeting in-person. Instead, the public is permitted to participate in the meeting in the following manner: (I) Electronically, via live-stream, (II) Radio, via 88.5 FM (WQOX), and (III) Electronically, via digital archive.

**A. Electronically, via live-stream**

**To view the Tuesday, March 24, 2020 Memphis City Council meeting electronically, via live-stream, follow the steps below:**

- (1) Access the internet,
- (2) Go to the Memphis City Council's "Watch Meetings Online" page at <https://www.memphistn.gov/cms/One.aspx?portalID=11150816&pageID=15334953>
- (3) At 1:45 p.m., click on the March 24, 2020 Memphis City Council meeting
- (4) Begin viewing the March 24, 2020 Memphis City Council meeting electronically via live-stream
- (5) Click on the March 24, 2020 "Agenda" tab to view the agenda documents

**B. Radio, via 88.5 FM (WQOX)**

**To listen to the Tuesday, March 24, 2020 Memphis City Council meeting by radio, via 88.5 FM (WQOX), follow the steps below:**

- (1) Access a radio with FM-capabilities,
- (2) At 3:30 p.m., turn the radio dial to 88.5 FM (WQOX),
- (3) Begin listening to the March 24, 2020 Memphis City Council meeting by radio via 88.5 FM (WQOX)

**C. Electronically, via digital archive**

**To listen to the Tuesday, March 24, 2020 Memphis City Council meeting electronically, via digital archive, follow the steps below:**

- (1) Access the internet **after** the March 24, 2020 Memphis City Council meeting,
- (2) Go to the Memphis City Council's "Archived Videos" page at [https://www.memphistn.gov/government/city\\_council/watch\\_public\\_meetings\\_online/city\\_council\\_archived\\_videos](https://www.memphistn.gov/government/city_council/watch_public_meetings_online/city_council_archived_videos)
- (3) Press play on the March 24, 2020 "City Council Full Meeting" tab
- (4) Begin viewing the March 24, 2020 Memphis City Council meeting electronically via digital archive
- (5) Click on the March 24, 2020 "Agenda" tab to view the agenda

documents

- (6) Click on the March 24, 2020 "Minutes" tab to view the meeting minutes

**Note: Public comments may be submitted to the Memphis City Council twenty-four (24) hours prior to the March 24, 2020 meeting. To submit your public comment, please email [Patrice.robinson@memphistn.gov](mailto:Patrice.robinson@memphistn.gov) with your (a) full name, (b) full street address, (c) phone number, (d) agenda item, if applicable, and (e) comment. For more information, please call (901) 636-6786.**

Thank you for your patience during this time. We look forward to continuing our work on your behalf as a thirteen-member council working to make Memphis a safe, healthy, and prosperous city for all!

With earnest appreciation,



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Patrice Jordan Robinson  
Chairwoman, Memphis City Council

**(Councilman Carlisle made a motion to recess the meeting. This was seconded by Councilman Colvett)**

**RECESSED MEETING AT 4:45 P.M.**

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Upon statement of the Chairman, without objection, the meeting was adjourned, subject to the call of the Chairman.

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CHAIRMAN

Attest:

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Deputy Comptroller/Council Records